

AMENDED IN ASSEMBLY JUNE 20, 2006

AMENDED IN SENATE MAY 9, 2006

AMENDED IN SENATE MAY 1, 2006

AMENDED IN SENATE FEBRUARY 27, 2006

**SENATE BILL**

**No. 1127**

**Introduced by Senator Chesbro**  
(Coauthor: Assembly Member Berg)

January 9, 2006

---

~~An act to amend Section 37 of the Humboldt Bay Harbor, Recreation, and Conservation District Act (Chapter 1283 of the Statutes of 1970), relating to harbor districts. An act to amend Section 26802.5 of the Government Code, relating to counties.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 1127, as amended, Chesbro. ~~Humboldt Bay Harbor, Recreation, and Conservation District.~~ *County government.*

*Under existing law, the duties pertaining to elections are performed by the county elections official. However, in specified counties, the board of supervisors is authorized to appoint a registrar of voters to discharge all duties vested by law in the county clerk that relate to, and are part of, the election procedure.*

*This bill would extend this appointment authority to the County of Napa.*

*This bill would require the Controller to reimburse the County of Del Norte \$280,000 for money not received in 2005 from the Indian Gaming Special Distribution Fund, as specified.*

~~Existing law establishes the Humboldt Bay Harbor, Recreation, and Conservation District within Humboldt County. Existing law~~

~~authorizes the Board of Commissioners of the district, without advertising for bids, to negotiate with the government of the United States for the purpose of assisting the board in the performance of any of the work authorized by the Humboldt Bay Harbor, Recreation, and Conservation District Act. Existing law permits the board to contribute to the United States all or any portion of the estimated cost of any work authorized by the act that is to be done by or under contract with the United States.~~

~~This bill would provide similar authorization for the board to negotiate with the State of California for any work authorized under the act, except a construction or demolition project. However, the authorization would not apply to public works or a public project, as defined.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     *SECTION 1. Section 26802.5 of the Government Code is*  
2     *amended to read:*

3     26802.5. In the Counties of El Dorado, Kings, Lake, Marin,  
4     Merced, Monterey, *Napa*, Riverside, San Joaquin, Solano, and  
5     Tulare, a registrar of voters may be appointed by the board of  
6     supervisors in the same manner as other county officers are  
7     appointed. In those counties, the county clerk is not ex officio  
8     registrar of voters, and the registrar of voters shall discharge all  
9     duties vested by law in the county elections official that relate to  
10    and are a part of the election procedure.

11    *SEC. 2. The Controller shall reimburse Del Norte County the*  
12    *sum of two hundred eighty thousand dollars (\$280,000) for*  
13    *money it did not receive in 2005 from the Indian Gaming Special*  
14    *Distribution Fund which was withheld pending settlement of a*  
15    *dispute concerning the report of the number of gambling*  
16    *machines in the possession of the Smith River Rancheria in Del*  
17    *Norte County. The Legislature finds and declares that dispute*  
18    *has now been resolved by the California Gambling Control*  
19    *Commission.*

20    *SEC. 3. Due to the unique circumstances of the County of*  
21    *Napa with respect to the registrar of voters, and of the County of*  
22    *Del Norte with respect to its settlement regarding gambling*

1 *machines, the Legislature hereby finds and declares that a*  
2 *general statute cannot be made applicable within the meaning of*  
3 *Section 16 of Article IV of the California Constitution. Therefore,*  
4 *the special legislation contained in Sections 1 and 2 of this act is*  
5 *necessarily applicable only to the Counties of Napa and Del*  
6 *Norte, respectively.*

7 ~~SECTION 1. Section 37 of the Humboldt Bay Harbor,~~  
8 ~~Recreation, and Conservation District Act (Chapter 1283 of the~~  
9 ~~Statutes of 1970) is amended to read:~~

10 ~~Sec. 37. (a) The board may, without advertising for bids,~~  
11 ~~negotiate with the government of the United States for the~~  
12 ~~purpose of assisting the board in the performance of any of the~~  
13 ~~work authorized by this act, and the board may contribute to the~~  
14 ~~United States all or any portion of the estimated cost of any work~~  
15 ~~authorized by this act that is to be done by or under contract with~~  
16 ~~the United States.~~

17 ~~(b) The board may, without advertising for bids, negotiate~~  
18 ~~with the State of California for the purpose of assisting the board~~  
19 ~~in the performance of any of the work authorized by this act,~~  
20 ~~except a construction or demolition project, and the board may~~  
21 ~~contribute to the State of California all or any portion of the~~  
22 ~~estimated cost of any work authorized by this act, except a~~  
23 ~~construction or demolition project, that is to be done by or under~~  
24 ~~contract with the State of California. This subdivision does not~~  
25 ~~apply to public works as defined in Section 1720 of the Labor~~  
26 ~~Code or to a public project as defined in Section 22002 of the~~  
27 ~~Public Contract Code.~~